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File No. 50473-1  
Registry: Richmond

**IN THE PROVINCIAL COURT OF BRITISH COLUMBIA**

Reasons for Sentence  
Before the Honourable Judge Fratkin  
April 6, 2006

**REGINA**

**v**

**SUSAN YIN SOME YOUNG**

Counsel for the Crown

S. Smith Kerr

Counsel for the Defence

M. Mines

[1] **THE COURT:** One of the cases that Mr. Mines, your lawyer, was referring to is the case called *Pepper* from Alberta, and one of the judges in another case had made a remark that another employer, future employers, should know by imposing a conviction, or what we call attaching a criminal record, they should be made aware that you have previously stolen something, you have been dishonest before.

[2] That is what I call a scarlet letter, and sometimes there is a scarlet letter that everybody can see and then there's the scarlet letter that's sort of invisible, and that's usually a self-imposed scarlet letter. Do you know what I mean by that? That's what you're going to bear. You're always going to have that sort of scarlet letter that nobody's going to see, but the only people who are going to know are you and your husband and a few of your friends. They are the only ones who are going to know about this, and of course all the employees at Superstore. You're going to have to bear that with you for the rest of your life and that's a weighty punishment in and of itself, and I take that into account.

[3] You have let yourself down considerably. As to why you would do something like this, I don't know if anybody can explain it. It doesn't bring you vast riches; \$1500 gets you very little these days. Of course if you don't have \$1500 it's a lot of money, but if you have access to a good job, \$1500 can be earned in a relatively short time. So what it got you out of this I have no idea and it doesn't make sense to me or to anybody else, and certainly it shouldn't make any sense to you.

[4] You are going to get your discharge. The conditions I'll get to in a second.

[5] The mitigating factors have led me to believe that they far outweigh the aggravating factors. The mitigating factors, of course, there is a guilty plea, restitution has been paid, you have expressed remorse both physically and through counsel. You were fired, you lost a good-paying job, you were there a long time, you had built up an enormous amount of credits there obviously, credits with your friends and other employees, and you squandered them away so unnecessarily and so foolishly.

[6] The aggravating features are the ones Ms. Smith Kerr pointed out and those are the breach of trust. The reason you got the job was because you were trustworthy, the reason you got the advances is because you were trustworthy, and you breached that trust doing something foolish. On balance though a discharge is not inappropriate.

[7] Mr. Mines, tell me about counselling; is it something that's required here?

(SUBMISSIONS BY COUNSEL)

[8] The term will be for six months; that is the length of time of the probation order. You are going to have to keep the peace and be of good behaviour. You are not to be found in any Real Canadian Superstore in the Province of British

Columbia for that period of time. Any questions? If something happens to you at any time, your husband is the person you talk to and listen to what he has to say, so long as it makes sense, okay? Good luck. Go upstairs, sign the discharge and you are free to go.

[9] MR. MINES: I'll direct her. Thank you, Your Honour.

[10] THE COURT: Thank you.

(SENTENCE CONCLUDED)